

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:)
THOMSON ET AL.)
Serial No. 09/658,389) Examiner: C. KIM
Filing Date: SEPTEMBER 8, 2000) Art Unit: 3682
For: BICYCLE STEM INCLUDING) Attorney Docket No. 57008
ENHANCED CLAMP AND)
ASSOCIATED METHODS)

BOARD OF PATENT APPEALS
AND INTERFERENCES

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TERMINAL DISCLAIMER TO OBLIGATE A DOUBLE
PATENTING REJECTION OVER CO-PENDING PATENT APPLICATION

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Assignee, L.H. Thomson Company, Inc., having a mailing address of P.O. Box 10158, Wilson Airport, Macon, Georgia 31297-0158, verifies through its duly authorized representative that it is the owner of all right, title and interest in United States Patent Application Serial No. 09/658,389 (hereinafter "the '389 Patent Application") and has remained owner of all right, title and interest from the time of filing the original Assignment to the present. The Assignment was recorded on November 8, 2000, at Reel 011262, Frame 0931.

Assignee hereby disclaims, except as provided below, the terminal part of any patent granted on the '389 Patent Application which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §154 to §156 and §173 of any patent granted on co-pending Patent Application Serial No. 09/658,509 ('509). Assignee hereby agrees that any patent so granted on the '389 Patent Application shall be enforceable only for and during such period that it and any patent so granted on the '509 Patent Application are commonly owned. This agreement

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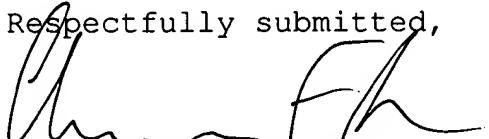
runs with any patent granted on the instant application and is binding upon the Grantee, its successors or assigns.

In making the above disclaimer, Assignee does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §154 to §156 and §173 of the prior patent, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term.

For submission on behalf of Assignee, the undersigned is the attorney of record.

Authorization is given to charge \$55.00 to the credit card listed on the attached Form PTO-2038 to cover the Terminal Disclaimer fee (small entity). If any additional extension and/or fee is required, or if any additional fee for claims is required, charge Deposit Account No. **01-0484**.

Respectfully submitted,



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